

REMARKS

Claims 1, 7, 8, 10, 11, 13, 15 and 17 are pending in the application. Claim 7 has been amended.

In the Office Action, claim 7 was objected to because of a grammatical error in line 11. The error has been corrected as suggested by the Examiner. Applicants believe that this amendment is fully responsive to the Examiner's concerns.

Claims 7, 8, 10, 11, 13, 15 and 17 were rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 5,579,782 (Masuo). This rejection is respectfully traversed. Applicants respectfully request reconsideration and allowance of the claims in view of the following arguments.

Regarding the rejection of independent claim 7, it was stated at paragraph 4 of the Office Action under "Reasons For Allowance" that "the combination as claimed [in allowed independent claim 1] wherein an apparatus comprising a data input having personal body information being entered using said data input device while the person under test stands on said weight meter and a weight sensor connected to a CPU is not disclosed, suggested, or made obvious by the prior art of record." Independent claim 7 has been amended to add the limitation that a weight sensor of the weight meter is connected to the CPU, thereby reciting the combination stated to be allowable in the Office Action. Thus, amended claim 7 contains allowable subject matter.

Consequently, amended claim 7 is patentable, as are claims 8, 10, 11, 13, 15 and 17, which depend from claim 7.

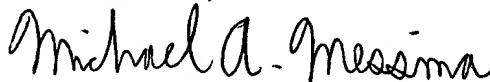
Reconsideration and withdrawal of the rejection of claims 7, 8, 10, 11, 13, 15 and 17 under 35 U.S.C. §102 are respectfully requested.

Accordingly, it is believed that all pending claims are now in condition for allowance. Applicants therefore respectfully request an early and favorable reconsideration and allowance of this application. If there are any outstanding issues which might be resolved by an interview or an Examiner's amendment, the Examiner is invited to call Applicants' representative at the telephone number shown below.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

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A handwritten signature in cursive script that reads "Michael A. Messina".

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